

Remarks

Claims 1-4 were pending as of the issuance of the instant Office Action.

Claims 1 and 2 were provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 4 of Application No. 09/837,178. However, Application No. 09/837,178 is abandoned as shown on the enclosed PAIR information sheet. Thus, claim 4 does not conflict with the subject matter of the instant claims 1 or 2, because claim 4 is not pending. Consequently, since Application No. 09/837,178 is not co-pending, Applicants respectfully request that the obviousness-type double patenting rejection be withdrawn.

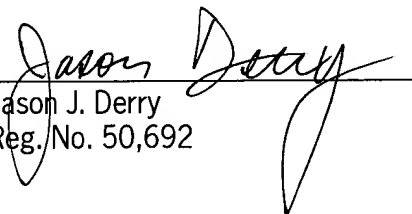
Claims 3 and 4 were objected to as being dependent upon a rejected base claim. However, Applicants submit that the objection of claims 3 and 4 is rendered moot, because the rejection of the base claim should be withdrawn since the alleged co-pending Application is abandoned. Therefore, Applicants respectfully request that the objection be withdrawn.

Applicants respectfully contend that all conditions of patentability are met in the pending claims. Allowance of the claims is thereby respectfully solicited.

If there are any questions or comments regarding this Response or Application, the Examiner is encouraged to contact the undersigned representative as indicated below.

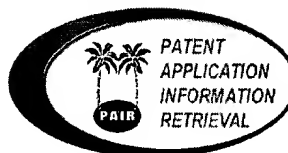
Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

Date: August 16, 2004

By: 
Jason J. Derry
Reg. No. 50,692



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PATENT APPLICATION INFORMATION RETRIEVAL


| Search results for application number: 09/837,178 | | | |
|---|--|----------------------------|---|
| Application Number: | 09/837,178 | Customer Number: | - |
| Filing or 371(c) Date: | 04-19-2001 | Status: | Abandoned -- Failure to Respond to an Office Action |
| Application Type: | Utility | Status Date: | 06-25-2004 |
| Examiner Name: | GRIFFIN, WALTER DEAN | Location: | FILE REPOSITORY (FRANCONIA) |
| Group Art Unit: | 1764 | Location Date: | 06-29-2004 |
| Confirmation Number: | 8409 | Earliest Publication No: | US 2001-0045377 A1 |
| Attorney Docket Number: | Q63924 | Earliest Publication Date: | 11-29-2001 |
| Class/ Sub-Class: | 208/309 | Patent Number: | - |
| First Named Inventor: | Yoshiyuki Morishima, Toda-shi, (JP) | Issue Date of Patent: | - |
| Title Of Invention: | Process oil, high-viscosity base oil, and process for the production thereof | | |

Search Options

☐ Foreign Priority

| File History | |
|--------------|--|
| Date | Contents Description |
| 06-28-2004 | Mail Abandonment for Failure to Respond to Office Action |
| 06-25-2004 | Abandonment for Failure to Respond to Office Action |
| 05-16-2003 | Mail Non-Final Rejection |
| 05-15-2003 | Non-Final Rejection |
| 05-12-2003 | Date Forwarded to Examiner |
| 05-07-2003 | Request for Continued Examination (RCE) |
| 05-12-2003 | Express Abandonment (for Entry of CPA / RCE / Rule129) |
| 05-07-2003 | Request for Extension of Time - Granted |
| 05-07-2003 | Workflow - Request for RCE - Begin |
| 04-16-2003 | Mail Advisory Action (PTOL - 303) |
| 04-15-2003 | Advisory Action (PTOL-303) |
| 04-10-2003 | Date Forwarded to Examiner |
| 04-07-2003 | Amendment after Final Rejection |
| 01-07-2003 | Mail Final Rejection (PTOL - 326) |

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| 01-07-2003 | Final Rejection |
| 12-30-2002 | Information Disclosure Statement (IDS) Filed |
| 12-12-2002 | Date Forwarded to Examiner |
| 12-09-2002 | Response after Non-Final Action |
| 09-09-2002 | Mail Non-Final Rejection |
| 09-06-2002 | Non-Final Rejection |
| 07-01-2002 | Case Docketed to Examiner in GAU |
| 04-19-2001 | Request for Foreign Priority (Priority Papers May Be Included) |
| 04-19-2001 | Information Disclosure Statement (IDS) Filed |
| 08-10-2001 | Case Docketed to Examiner in GAU |
| 06-13-2001 | Application Dispatched from OIPE |
| 06-12-2001 | Correspondence Address Change |
| 05-01-2001 | IFW Scan & PACR Auto Security Review |
| 04-19-2001 | Initial Exam Team nn |